**THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY**

**WRIT PETITION No. 11905 OF 2008**

**O R D E R**:

The petitioner is employed as a Shramic, in the Ranigunj-II Depot of APSRTC. He was placed under suspension, through order dated 8.5.2008, by the respondent. It was alleged that on 26.12.2007, the petitioner drove a bus within the precincts of depot, in a rash and negligent manner, and caused the death of a Depot Clerk (Oil). The manner in which the accident took place was also indicated therein. The petitioner challenges the order of suspension.

Heard the learned counsel for the petitioner and learned Standing Counsel for the respondent.

The petitioner does not dispute that the Depot Clerk (Oil) sustained serious injuries, when the bus, being driven by the petitioner, hit him. The Depot Clerk died, while undergoing treatment at Gandhi Hospital.

The question as to whether there was any negligence on the part of the petitioner, in driving the bus, needs to be examined in the departmental enquiry. It cannot be said that there is no basis for the respondent, in placing the petitioner under suspension. The order came to be passed nearly five months after the incident. The delay in passing the order is said to be, on account of the efforts of the respondent, in securing the preliminary report. This Court is not inclined to interfere with the impugned order.

Hence, the writ petition is dismissed, and it is directed that the respondent shall conclude the disciplinary proceedings against the

petitioner, within a period of three months from the date of receipt of a copy of this order. There shall be no order as to costs.

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**12th June 2008**
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